HONOURABLE SMT. JUSTICE T.MEENA KUMARI
&
HONOURABLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No:20654 OF 2007

Dated: 01.10.2007

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Between:

R. Pratap Reddy and others.

..**Petitioner**

And

1. The Chief Executive Officer,
   Zilla Parishad, Kadapa and others.

..**Respondents**

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HONOURABLE SMT. JUSTICE T.MEENA KUMARI
&

HONOURABLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No:20654 OF 2007

ORDER: (per Hon'ble Smt. Justice T. Meena Kumari)

The present writ petition is filed by the petitioner aggrieved by an order, dated 9.4.2007 passed by the A.P. Administrative Tribunal in O.A.No.7634 of 2006.

The petitioner herein is the applicant before the Tribunal. He filed the above O.A., seeking to set aside the proceedings in Rc.No.E3/5353/2006, dated 13.12.2006 of the 1st respondent transferring the applicant from O/o Zilla parishad, Kadapa to O/o Mandal parishad, Chitvel.

The tribunal having observed that the applicant has been continuing in the present post since 20 years and the respondents-authorities have taken a totality of circumstances into consideration and passed the impugned orders of transfer and there is no illegality, dismissed the O.A.

Heard the learned Counsel for the petitioner and the learned G.P. for Panchayat Raj and Rural Development.

It is the case of the petitioner-applicant that he is an office bearer elected in the year 2005 and therefore, he is entitled to be continued in the Office of the Zilla Parishad, Kadapa till the expiry of his period of six years in terms of Circular Memo No.596/Ser.Wel/94-2, dated 25.8.1995 issued by the State Government and therefore, the transfer orders are liable to be set aside.

On a perusal of the material available on record and the order

impugned, it is apparent that there was a legal battle between the petitioner and the respondents as to the zim being maintained in the godown of Zilla parishad and these circumstances led the authorities to affect transfer of the applicant. Of course, under the guise of Circular dated 25.8.1995, he is claiming retention being the office bearer of an union. Except solely relying on the circular in question, no malafides or any irregularities have been attributed in affecting the transfer. Apart from that, the order impugned goes to show that the transfer in question has been affected only on administrative grounds, which fall within the domain of the administration of the authorities, in which, the Courts will not generally interfere with.

In this view of the matter, We hold that the findings of the tribunal are on sound footing and they cannot be interfered with. We see no merits in this writ petition and the same is liable to be dismissed.

Accordingly, the writ petition is dismissed. No order as to costs.

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Justice T. Meena Kumari

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Justice G. Chandraiah

Date: 1st October, 2007
Nn/Gurc.

HONOURABLE SMT. JUSTICE T.MEENA KUMARI
&
HONOURABLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No:20654 OF 2007

(Order delivered by the Hon'ble Smt. Justice T. Meena Kumari)

01.10.2007

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